

the owner giving bond for his appearance at court, there to abide the judgment of the same.

said boat or vessel so seized as aforesaid, by giving bond with two good securities, in a sum not less than twice the amount of the toll claimed as aforesaid, payable to either of said companies in whose behalf the same has been demanded as aforesaid, conditioned for the appearance of said master or owner at the next term of the court of pleas and quarter sessions or of the superior court of the county in which such seizure has been made as aforesaid, at the discretion of the collector making such seizure; and further conditioned that the person giving said bond shall stand to, abide by, and perform such judgment or decree as may be rendered in favor of the company in whose behalf such seizure has been made; and the court at which such master or owner is bound to appear as aforesaid, shall make up at the appearance term an issue, to try if any thing is due to said company for tolls as aforesaid by said master or owner and what amount is so due, and that the said issue shall stand for trial at the second term of the court to which said bond may be returned as aforesaid, and said court shall render judgment for the amount which may be due as aforesaid and for costs of suit; and on judgment being rendered in favor of the obligee in said bond, judgment shall also be rendered against the securities on said bond on motion, under the same rules, regulations and restrictions as on appeal bonds for appeals from the county to the superior courts; and that any collector of tolls of said companies in making said seizures as aforesaid shall be authorized and empowered to summon persons to assist them, and shall have in making such seizure all the power and authority of a sheriff in executing a writ of judicial attachment.

Collectors to have the authority of a sheriff in executing a writ.

Masters or owners of vessels to render a true list of all articles on board liable to toll, under the penalty of five hundred dollars.

2. *Be it further enacted*, That the master or owner of every boat or vessel plying in the river Cape Fear, between the ports of Wilmington and Fayetteville, shall at the commencement and completion of every trip or voyage render to the collector of tolls of the Cape Fear Navigation Company a true and correct list of all articles on board such boat or vessel liable to toll as aforesaid, both at the port of departure and of destination, if required by the said collector of tolls, which list shall be rendered on oath, which oath any justice of the peace of the counties of New Hanover, Bladen and Cumberland, is authorized to administer; and the said master or owner omitting to furnish such list for fortyeight hours after the same may be required as aforesaid, shall forfeit the sum of five hundred dollars, to be sued for by action of debt in the superior court of the county in which such requisition may have been made, in the name and to the use of any person suing for the same; and the said collector of tolls shall have power and authority to enter at all times on board any such boat or vessel either lading or laded as aforesaid, to ascertain what articles may be on board liable to toll as aforesaid.

Persons resisting the collector in the performance of his duty, subject to indictment.

3. *Be it further enacted*, That any person resisting the seizure of any boat or vessel by any collector of tolls as aforesaid, or shall resist the entry on board of any boat or vessel to ascertain what articles are on board liable to toll as aforesaid, shall for each and every act of resistance be subject to indictment in the superior